



## Lipsitz Green Scime Cambria LLP

Attorneys at Law

42 Delaware Avenue, Suite 120, Buffalo, New York 14202-3924 P 716 849 1333 F 716 855 1580 (Not for Service) [www.lglaw.com](http://www.lglaw.com)

Paul J. Cambria, Jr.<sup>1,3,5</sup>  
 James T. Scime  
 Herbert L. Greenman  
 Michael Schiavone  
 Laraine Kelley  
 Richard P. Weisbeck, Jr.  
 Mark L. Stulmaker  
 Barry Nelson Covert  
 Robert L. Boreanaz  
 Thomas M. Mercure  
 John A. Collins  
 George E. Riedel, Jr.<sup>2</sup>  
 Michael P. Stuermer<sup>3</sup>  
 Jeffrey F. Reina  
 Cherie L. Peterson  
 Joseph J. Manna  
 William P. Moore  
 Thomas C. Burnham  
 Jonathan W. Brown<sup>3</sup>  
 Sharon M. Heim  
 Paul J. Cieslik  
 Gregory P. Krull  
 Robert E. Ziske  
 Patrick J. Mackey<sup>4</sup>  
 Matthew B. Morey  
 Max Humann<sup>4</sup>  
 Katherine A. Gillette  
 Lynn M. Bochenek  
 Joseph L. Guza  
 Emily H. O'Reilly<sup>7</sup>  
 Richard A. Maltese, Jr.  
 Justin D. Ginter  
 Erin E. McCampbell  
 Jeffrey B. Novak  
 Lucy M. Berkman<sup>2</sup>  
 Dale J. Bauman<sup>2,7</sup>  
 Michelle M. Ragusa  
 Melissa A. Murphy

OF COUNSEL  
 Patrick C. O'Reilly  
 Joseph J. Gumkowski

SPECIAL COUNSEL  
 Richard D. Furlong  
 Scott M. Schwartz  
 Diane M. Perri Roberts  
 Philip Scaffidi  
 Michael M. McDaniel

LICENSED WORKERS'  
 COMPENSATION  
 REPRESENTATIVE  
 Keith T. Williams  
 Patricia N. Lyman

<sup>1</sup> Also admitted in District of Columbia  
<sup>2</sup> Also admitted in Florida  
<sup>3</sup> Also admitted in California  
<sup>4</sup> Also admitted in Illinois  
<sup>5</sup> Also admitted in Pennsylvania  
<sup>6</sup> Also admitted in Maryland  
<sup>7</sup> Also admitted in New Jersey

June 13, 2017

**VIA EMAIL (mccarthy@nywd.uscourts.gov)**

Hon. Jeremiah J. McCarthy  
 United States Magistrate Judge  
 Robert H. Jackson United States Courthouse  
 2 Niagara Square  
 Buffalo, NY 14202

Re: *David Michaels v. Agros Trading Confectionery Spółka Akcyjna*  
 Civil Action No.: 1:16-cv-01015-LJV-JJM

Dear Judge McCarthy:

The parties have agreed to an early mediation of the above-referenced action, and request a Mediation Completion Date of August 11, 2017.

If the mediation is unsuccessful, the parties request the following revised briefing schedule for the pending motions:

Deadline for filing Plaintiff's motion to dismiss counterclaims and response to defendant's motion for a preliminary injunction: August 24, 2017;

Defendant's response to motion to dismiss and reply brief in support of preliminary injunction: September 7, 2017;

Plaintiff's reply in support of Motion to Dismiss: September 14, 2017; and

Oral Arguments for both motions: September 21, 2017, or at the earliest date convenient to the court.

Thank you for your consideration of the above request.





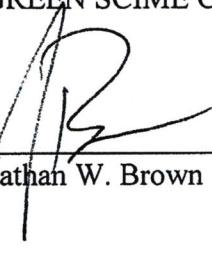
Lipsitz Green Scime Cambria LLP

Hon. Jeremiah J. McCarthy  
June 13, 2017  
Page 2

Respectfully submitted,

LIPSITZ GREEN SCIME CAMBRIA LLP

By: \_\_\_\_\_

  
Jonathan W. Brown

JWB/arr

cc: Brett E. Lewis, Esq. (*via email*)

Writer's Extension: 371  
Writer's Email: [jbrown@lglaw.com](mailto:jbrown@lglaw.com)  
Writer's Fax: 716-849-1315

#2285832.v1  
62717.0001

